

RECORD OF PROCEEDINGS

MINUTES OF JACKSON TOWNSHIP BOARD OF TRUSTEES MEETING

JUNE 25, 2007

Meeks called the meeting to order at 4:00 p.m. at the Jackson Township Hall with all Trustees, Fiscal Officer, Lyon and Fitzgerald present.

Meeks moved and Pizzino seconded a motion to go into Executive Session for conference with attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. **3-0 yes**

Meeks moved and Pizzino seconded a motion to go into Executive Session for Police Department Personnel (Appointment/Employment/Compensation) – Interview patrol officer applicants. **3-0 yes**

Meeks moved and Pizzino seconded a motion to go into Executive Session for Administration Department (Appointment/Employment/Compensation) – Interview receptionist/secretary applicant. **3-0 yes**

Meeks moved and Pizzino seconded a motion to go into Executive Session for Management Personnel (Appointment/Employment/Compensation). **3-0 yes**

Upon return from Executive Session, Meeks opened the Work Session at 5:28 p.m.

Work Session

Meeks: Jim, thank you very much for coming here this afternoon. One reason we asked you here is because, I guess, there were some questions. Go ahead, Ted.

Heck: I think the item on the agenda for us this evening deals with the request from Aqua for a right of way at proposed station 6 at Lutz and Portage. Talking with the Trustees and with the Law Director I had proposed that consideration be for waiving the water fee at that facility if and when it would ever be built. Whatever the costs are for billing the pipe, putting in service to the building, the Township would normally take care of that, it would just be the cost of the product. Initially, I thought that was going and heard it wasn't so I think we were at that point to figure out what we should do in relationship to that request for right of way area.

Jim Purtz of Aqua Ohio: I think on that we've offered to waive the front footage charge in exchange for the easement.

Heck: We're willing to pay that whenever that happens or comes down through there. We just thought the product which would be a simpler thing for you people to waive out since its

Purtz: You mean the front footage charge?

Heck: The water, no the water itself. We pay the frontage

Purtz: You mean for the water that you use?

Heck: We pay the frontage cost, we'd pay the installation, whatever we normally do just not for the product. We requested that be waived for us, if we build a firehouse there and when that's built.

Purtz: So you mean the water for the station itself.

Heck: Yes.

Purtz: We charge that to every customer for the water usage.

Heck: Just negotiating.

Purtz: I think, though, if you do have a hydrant there to fill your tanker trucks we wouldn't charge for that water.

Heck: And that

Meeks: That's nice of you.

Heck: Under State law we can do that.

Purtz: What's that?

Heck: Fill our trucks.

Purtz: Yes.

Heck: But I thought we could work something out here.

Purtz: As far as the water

Heck: I thought we've had a good working relationship over the years. The Township has extended water mains for miles in the Township and I just thought it would be fair. The other thing is

Purtz: But I think all your other stations are metered as far as I know.

Heck: They sure are and that's why I just asked before we had an opportunity here if we could take a look at it because. The other concern I have is and the Board knows I'm starting to get pretty touchy about it, we had a pretty good acreage up there for future growth and we don't know, my intent, my vision is going to be one of our substations but if the Township changes and that would become the center core of our Fire Department, we'd have a fairly large station there

and we just keep giving up areas of that land that's there and it has my attention. We've done that at two other fire houses. It's hurt us at Station 4 and Dressler Road. It's potentially going to hurt us at Station 3 because of the land area we've given up. I've just been a little more hard nosed, I guess, when it comes to dealing with what we have there.

Purtz: I think all we're asking for is ten feet along the front of the property.

Heck: I understand. But it started out with ten feet from somebody else and then it started out with a detention basin and now another ten feet. It has my attention. And I'm just, in a friendly discussion of what we and the Township can do in relationship to that. It's friendly.

Purtz: That's good.

Meeks: I'll tell you, at one point, I talked to you and when I called Marilyn back, this was like a no brainer. And then I heard that we had some issues and that's why I asked you to come in and Chief had some things he wanted to say and I guess Ralph has some. Do you have some items for Jim?

Boger: Well, we'll see where we go with this, I'm not sure. The problem, as we're seeing them, is with the fire station, first.

Meeks: We've already talked.

Heck: I spoke my piece.

Boger: Oh, did you.

Heck: And I said in a friendly discussion. That's were we are.

Pizzino: What was your response again? Was that a no?

Purtz: My response was in exchange for the easement that we would waive the front footage cost.

Fitzgerald: Which is how much?

Pizzino: Which is how much? (Indecipherable)

Purtz: What did we estimate that, Don, it would be?

Don Snyder: Oh, three hundred feet times twenty.

Purtz: About \$6,000.00 we would waive that fee. And the easement that we're asking for is about 300 feet and we normally pay about \$10.00 a foot for an easement over the last, a lot of them we get for \$3 or \$4 a foot or some of them even (indecipherable).

Meeks: That's not in Jackson is it?

Purtz: It's in Jackson, too.

Meeks: Maybe you need to come to us to get approval to buy an easement and we'll make sure that it's set right.

Purtz: You mean from the homeowners. I don't think so.

Meeks: Ralph.

Boger: I think as Don and I had talked what really brings up the concern on the depth of the water line there was only the EPA situation with the storm drainage. That has nothing to do with what we're talking about here now, but it seemed like it would be an easy enough thing to set it low enough that you'd never have to move that line.

Meeks: Well, the reason Jim was asked to come here and he didn't need to was because I was told that there were some issues between you and the Chief with Aqua Ohio that hasn't been addressed. Now I haven't heard that.

Pizzino: Do we have a hydrant issue, Chief?

Heck: No, we don't have a hydrant issue. We have right of way negotiations that have been requested by Aqua and my counter to their proposal was that we negotiate for free water to the facility in lieu of anything else in regards to the project. We pay for our own pipe, we pay for the frontage whenever that happens, if in fact the fire station is built there, if the fire station is not built there and something else from the Township or government is built there, it wouldn't entail the Fire Department agreement in regards to the right of way.

Meeks: They're not receptive to that.

Purtz: No, I can't give water away like that. I mean, I just can't do that.

Meeks: You can't?

Purtz: No. But, I mean, if you guys would rather we can pay for the easement, we thought it was better for the Township if we made that trade. The value of the easement, we think is about \$3,000.00 and the front footage charge for the water line along there is about \$6,000.00.

Meeks: This Board member doesn't have a problem with that.

Purtz: With what, us paying for it?

Meeks: No.

Purtz: Okay.

Meeks: I guess the other thing was, Chief, that you had a concern with the lack of communication Aqua Ohio versus, I guess, there's a situation, communication with Massillon.

Heck: Not on this project but on other projects we are having some concerns now about not knowing things are taken out of service or in service but we'll handle that one.

Meeks: Okay.

Purtz: If you have any problems, call me or Don or Denny, I think you guys know Denny Bank, so any time.

Meeks: I would say if you're having issues and they aren't being resolved by the other two, don't hesitate to call Jim.

Heck: We will do that. I think right now it was just the construction site and like I said my mental attitude is I watched what happened to Station 4 and that was after we relocated it and then all at once we ended up giving up a tremendous amount and it's made it more difficult for us to operate out of that facility. Station 3 the same thing has happened there and now comes along potentially Station 6 that when we purchased we felt we had a fairly good geographical area and all at once there's been three different hits on it and I'm just becoming protective that we hold on to it. Plus the fact I felt it was a counter to the offer that was originally made to us that we'll go back and do that. It's up to the Board what decision you guys want to do with the money and the offer and the procedures, but I'm just

Meeks: I worked on Jim just about every chance I see him.

Heck: I know that. He ought to be black and blue.

Meeks: He is, he runs all

Heck: I just felt in good conscience I had to counter with what was being proposed and also be concerned that we protect what we have up there. You know from the earlier proposals for the land up there as Chairman of the Board you were involved in things that were going on and maintaining what we needed to keep our integrity for future use of that land. And that's all I wanted to do.

Meeks: Well, you know the biggest hit on that parcel is the retention basin and I think that there are other options for an underground storage type system that I think we need to look into made by Lindsay Concrete that we still could utilize the parcel over top of that. I think we ought to look at that and then talk with the County but that doesn't have anything to do with Jim. However, what does have to with Jim is right now he is Aqua Ohio and up there that is the only choice. However, North Canton is getting aggressive. They'd like to sell water.

Purtz: I don't worry about them. I'm buying water from them right now.

Meeks: You should, Jim, we need to talk.

Purtz: All right. Whenever.

Meeks: Okay.

Heck: I defer to the Board if you want to accept their proposal it's obviously a counter from what we originally had.

Meeks: Yes. And you originally had that who did you have that with? Jim?

Heck: The discussion really was with the Administrator and Law Director and they countered to Aqua Ohio.

Meeks: Okay. Anything else? Do you have anything for us?

Pizzino continued the Work Session at 5:40 p.m.

ATTACHMENT 06/25/06 A

Lyon presented the Board with the background of the Health Insurance Committee Consultant. In 2003, the Committee interviewed and selected the Consultant who served the Township until his retirement this spring. The current Committee used a similar process to interview potential Consultants. Findley Davies was chosen unanimously. She introduced the managing consultant, Meryl Kaplan from Findley Davies who gave a presentation of the services offered.

Meryl Kaplan, 2417 Elmdale Road, University Heights, Ohio presented the Board with information on Findley Davies and the services provided.

Meeks pointed out the realization of the impact of the health care costs on the budget and that they try to do as well as they can through the Committee. He mentioned the need of this Committee in explaining the health coverage to the bargaining units and employees, and in making sure the Consultant understands the coverage and can speak in terms that everyone can understand and that we can be assured that we are being as efficient as possible in spending the resident's dollars.

Frank Schneider, 8041 Oakdale, Jackson Firefighter Local 2280 representative and chairman of the Committee mentioned that he has been involved with the entire process and gave the Board some detail on who and what was involved in the interview process and some of the standards they were looking for in a Consultant.

At 6:00 p.m., Meeks called the General Session to order with all department heads present. He requested that all cell phones and pagers be turned off at this time.

The Pledge of Allegiance was recited.

Public Speaks –None.

Police Department

RESOLUTION 07-055, ATTACHED

Meeks moved and Pizzino seconded a motion whereas, Resolution Nos. 07-028 and 07-038 are incorporated herein, and David F. Macaluso has successfully completed the psychological and physical testing or other requirements.

Be it resolved that, pursuant to ORC Section 505.49 and 509.01, David F. Macaluso is hereby appointed to the position of full time Patrol Officer and Police Constable for the Jackson Township Police District Department, Stark County, Ohio, effective at 0001 on July 7, 2007 at the compensation rate and benefits contained in the Negotiated Agreement and we hereby accept the attached Oath of Office. **3-0 yes**

Meeks administered the Oath of Office and called a short recess to allow for photos.

RESOLUTION 07-056, ATTACHED

Meeks moved and Burger seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby appoint Anthony J. Crookston as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

RESOLUTION 07-57, ATTACHED

Meeks moved and Burger seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby appoint Josh A. Escola as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

RESOLUTION 07-058, ATTACHED

Meeks moved and Burger seconded a motion pursuant to ORC Sections 505.49 and 509.01, we hereby appoint Ty A. Beeching as Full Time Patrol Officer and Township Constable for the Jackson Township Police District, Stark County, Ohio, contingent upon successful completion of the psychological and physical evaluation, background check, negative drug screen and any other testing requirements. **3-0 yes**

Administration Department

RESOLUTION 07-059, ATTACHED

Meeks moved and Burger seconded a motion to adopt and authorize the placement of the Board President's signature upon the attached Engagement Letter for Group Benefit Consulting Services and Business Associate Agreement with Findley Davies. **3-0 yes**

RESOLUTION 07-060, ATTACHED

Meeks moved and Burger seconded a motion to authorize the hiring of Michelle A. Moore for the full-time position of Receptionist/Secretary in the Administration Department, effective July

9, 2007, who will be compensated at the rate established in the Negotiated Agreement between the Jackson Township Board of Trustees and the Fraternal Order of Police, Ohio Labor Council Inc., Office and Clerical Employees. **3-0 yes**

ATTACHMENT 06/25/07 B

Meeks moved and Pizzino seconded a motion to approve Administration Department Budget Module 07-6 for Hand Rail Replacement in the amount of \$6,200.00. **3-0 yes**

Carles explained the need for new hand rails because of rusting at the base and cracking the concrete.

ATTACHMENT 06/25/07 C

Meeks moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 101.150.5387, General Fund Discretionary, to account code 101.150.5760, Building Renovations, in the amount of \$6,200.00. **3-0 yes**

ATTACHMENT 06/25/07 D

Meeks moved and Pizzino seconded a motion to approve additional salary adjustments, effective July 1, 2007, for the following personnel:

Zoning Inspector Joni Poindexter	2%	
Administrative Assistant Mary Reno	4%	
Maintenance Repair Worker Fred Edgar	4%	
Zoning Investigator Ron Revlock	4%	3-0 yes

Fire Department

RESOLUTION 07-061, ATTACHED

Meeks moved and Pizzino seconded a motion to authorize the attached Advertisements for Bids for Hydraulic Cots in accordance with the Specifications on file. **3-0 yes**

RESOLUTION 07-062, ATTACHED

Meeks moved and Burger seconded a motion pursuant to the Part time Firefighter hiring policy and authority granted in ORC Section 505.38 “to provide for the employment of firefighters as it considers best”, we hereby establish the attached eligibility list specifying the order in which candidates will be considered for the appointment to the position of Part time Firefighter. **3-0 yes**

Highway Department

RESOLUTION 07-063, ATTACHED

Meeks moved and Burger seconded a motion that we hereby determine that Superior Paving & Materials, Inc. is the lowest and best bidder for the Resurfacing Project 2007 and hereby award a Contract to them in the base bid amount of \$489,459.33 with Alternates A, B, C, D, E and G in the amount of \$68,669.30 for a total Contract amount of \$558,122.63 in accordance with the Company’s proposal and the Specifications and authorize the placement of the Board’s signatures on the Contract. **3-0 yes**

ATTACHMENT 06/25/07 E

Meeks moved and Burger seconded a motion to approve Highway Budget Module No. 4-07-A for Resurfacing in the amount of \$8,123.00. **3-0 yes**

ATTACHMENT 06/25/07 F

Meeks moved and Burger seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5606, Resurfacing, in the amount of \$8,123.00. **3-0 yes**

RESOLUTION 07-064, ATTACHED

Meeks moved and Burger seconded a motion that we hereby determine that Oglesby Construction, Inc. is the lowest and best bidder for the Paint Striping of Roadways Project and hereby award a Contract to them in the amount of \$46,506.45 in accordance with the Company's proposal and the Specification and authorize the placement of the Board's signatures on the Contract. **3-0 yes**

Pizzino asked where these companies were located. Boger said Oglesby is located in Norfolk, Ohio and JD Striping is in Streetsboro.

ATTACHMENT 06/25/07 G

Meeks moved and Pizzino seconded a motion to approve Highway Budget Module No. 3-07-A for Re-striping in the amount of \$3,506.45. **3-0 yes**

ATTACHMENT 06/25/07 H

Meeks moved and Pizzino seconded a motion to approve the appropriation transfer request from account code 204.310.5387, Discretionary, to account code 204.310.5420, Striping, in the amount of \$3,507.00. **3-0 yes**

ATTACHMENT 06/25/07 I

Boger: The item on here is a discussion of the Road Levy for the Highway Department which originated in November of 1977 and has been renewed ever since. We're requesting a discussion or any questions that you may have about this levy, whether to put it on at this time or when to put it on and how to do it. I believe that you have in front of you an outline of several items that I feel are pertinent to the levy operation at this time.

Meeks: Well, I think, Ralph, that the bullet points that you have here, if you would just go ahead and read through them, if you don't mind.

Boger: I'll go through it. The 3 mill road levy was first put on the ballot in November 1977 and it passed and at that point every 5 years it has been renewed by the residents which I think shows satisfaction. The roads themselves if you look are all asphalt at this time. This particular levy can be put on the ballot either in November of 2007 which is this year or any of the elections of next year and still be effective. The levy has provided the township with the opportunity to work with ODOT and Stark County Engineer in many of the improvements that you've seen including the widening of Fulton Road down, with the widening of Portage, two different projects and several other projects starting with Frank Road over in front of the Kent State and Stark State

location. Resurfacing that we do in the township is projected to be on an about 11 year cycle. Asphalt being what it is some places it lasts a little longer and some places a little less. We consider the roads that look like they need resurfacing and try to establish a priority each year. But what our problem is, is the township has 192 miles of roadway at this time. If we take that on to an 11 year cycling basis, an 11 year cycle of resurfacing, we need to get 17.45 miles and at this particular day and age we can no longer get that much. With the contract this year has 12 miles and we should have had about 17. The thing that's causing the increase of course is the grinding that needs done to keep the roads from getting too high at driveways and drainage, the curb repair that goes with it, increased costs of fuel. Asphalt has gone up just about 40% in the last two years which is a huge jump so that at this point we're feeling that we have to be careful that we have a Road Levy to cover our operations here. I'm recommending a renewal of the levy at whatever time you fellows would like to do.

Gonzalez: One of the issues Ralph has been (indistinguishable). I'd like to point out is this money is used to leverage itself (indistinguishable). He has leveraged this money for many projects where it's used for seed money – in 50/50 projects or 10/90 projects. We've raised literally millions of dollars by using this money for seed money primarily on all those pictures you see up there on the wall, all those projects that townships usually can't do, we've been able to partner with the County in doing them. And I think the Trustees have done a remarkable job of taking a little bit of tax dollars and spreading them a long way in services to the public. I'm glad to hear Mr. Boger recommending a renewal. One of the things that we have gained, not that we've enforced it or enacted it, is there was a 3 cent put onto the gasoline, it was a penny a year for three years. It generates almost \$450,000 more that we do get back for our highways. So I think under the times, needs of people and property taxes the renewal would be no new dollars. It would be continuing to spend, I'm sorry, to bring in what it's been bringing in for the last couple of years. If you look at that sheet, the second page, you can see that, if the Board wants to address this.

Pizzino: Well, I think its, you know, Ralph, you've done a good job. I know this Board appreciates it and I'm sure everybody in the Township. It looks like if we replaced the levy we'd get about \$4.1 million on a 3 mill levy and if not obvious I think in 77 you brought in 1.2 million, is that correct? Roughly?

Boger: Very close.

Pizzino: And every year, every five years, we're actually paying less. (Indecipherable) an additional cost every time you renew it our cost will go down. With the partnerships that you have in place with the County and the State, as Mr. Gonzalez said, you've done an excellent job of making this \$1.2 million turn into millions of dollars of more. I would have no problem on a renewal levy either and actually putting it on in November. I don't know what anybody else thinks.

Meeks: Well let me give you some figures because I've been working very closely with these major road projects and improvements and really what we've been able to do is take approximately \$11 million and turn it into almost \$70 million worth of road improvements. That's the type of efficiency and accountability that I think our residents require and expect.

And I thank you for that, Ralph. And what it does is it also says that this Board of Trustees is very open and willing to work and negotiate the best possible deal for the residents of Jackson and that's evident. And by doing that and by being efficient we are able then to keep the cost down and not ask for any more than what we've been able to get and that's out of respect to our residents as well.

Pizzino: And one other thing I'd like to note is our 3 mill levy now is really about a .7 mill levy.

Boger: That's the effective millage today. Yes.

Pizzino: So, it's going down every year so again you're doing an excellent job with the monies you have available.

Gonzalez: For the media, right now \$175,000 home, the average home, it's \$37.52 a year. If it's passed, it would continue to be that amount, no new taxes. If it's put on the ballot as a renewal. If it was put on as a replacement, to give you an idea of how much more that would be, it's \$160.76 or \$123.00 increase. It shows you how much the valuation in the Township has gone up since 1977.

Burger: I think Mr. Boger has done a fine job over the years continuing in the same steps that Mr. Nolan did previous to your taking over the road department. I don't think that when people drive into Jackson Township they're aware that they're leaving the cities, the counties, State highways because of the condition that the roads have been kept in. Of course, that leads to better maintenance in the winter with snow plowing and everything else. You do a fantastic job with your employees and yourself.

Meeks: There's a major project pending and I know you've all heard us talk about it from time to time with updates. And that's Wales and Fulton. That is the granddaddy of them all. It's the one that's been on the books for many years and in discussion. It's really like pulling teeth. It's moves very, very slow. We have the State involved, it is the State's project believe it or not, with the Township footing the bill, the majority of it. And we have been rattling every cage that we can to try to offset those costs and we've been very successful in doing so. But this project here will be something when it's completed. It has started, it's moving very slow, but the trigger will be pulled on a lot of work to be done here this fall and definitely in the spring. But we do have growing pains with that. We have that project. We have the Lutz/Portage project that's presently under way right now. We are in talks with a new project with the County Engineer on Frank Road. Like we said years ago when the Shuffel exchange was just in the talk stages when they came to us and wanted us to contribute, we held steadfast against because we knew that we would have to help the County in improving Frank Road and that is coming true. We are going to do the realignment and improvement of the Strausser/Wayview intersection. Actually it will go into Applegrove through the Heiser Sand and Gravel Pit. When we decide to move forward on that as well as, like I say, the improvements of widening Frank Road which will definitely be needed. Anything else?

Gonzalez: Timing wise, when it goes on? Neal?

Fitzgerald: Well, the first resolution would be to the County Auditor and then we get their certification back, we go to the Board of Elections, so if we start next meeting, finish the July 23rd meeting, we'd make it by a month.

Gonzalez: Is it the Board's, I mean do you guys want to put it on in November?

Meeks: I have no problem with that.

Fitzgerald: November, 3 mill renewal.

Meeks: It's important to understand that it's a renewal. We're not asking for any new monies.

Pizzino: No, no new monies.

Meeks: Status quo. Okay. Anything else, Ralph?

Boger: That's all I have, sir.

Legal Department

ATTACHMENT 06/25/07 J

Meeks moved and Burger seconded a motion to adopt and authorize the placement of our signatures upon the attached Water Utility Easement. **3-0 yes**

Burger asked if Chief Heck was comfortable with the agreement. Chief Heck said he was; it is comparable to what has been done in the past.

Zoning and Planning Department

ATTACHMENT 06/25/07 K

Meeks moved and Pizzino seconded a motion to approve Zoning and Planning Budget Module No. 5 for Capital Equipment – Vehicle/Truck in the amount of \$15,739.00. **3-0 yes**

Pizzino asked how old the current Zoning vehicles are. Poindexter said the oldest is a 1996 Chevy Lumina. It's in good shape and could be used by other departments as needed.

Gonzalez reminded the Trustees that two years ago the Zoning Department made this request and it was denied because they did not want to use General Fund tax dollars. For the last two years the Zoning Department has been paid for with fees, no tax dollars will be going into this.

ATTACHMENT 06/25/07 L

Meeks moved and Burger seconded a motion to approve the appropriation transfer request from account code 213.160.5387, Discretionary, to account code 213.160.5652, Inventoried Equipment, in the amount of \$15,739.00. **3-0 yes**

Meeks moved and Burger seconded a motion to set a public hearing for Zoning Amendment 562-07 on July 9, 2007 at 6:30 p.m. **3-0 yes**

RESOLUTION 07-065, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Michael E. Murphy, Jackson Township, described as follows: Parcel No. 1608623, 58WH Andyville Allo't #4, 9353 Beatty St. NW, Jackson Township.

Therefore, be it resolved that said Michael E. Murphy, whose tax mailing address is 1721 Moon Lake Blvd. Suite 400, Hoffman Estates, IL 60169, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

RESOLUTION 07-066, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Daniel Rachel, Jackson Township, described as follows: Parcel No. 1605347, at Lot #28 Uniondale St. NW, Jackson Township.

Therefore, be it resolved that said Daniel Rachel, whose tax mailing address is 217 Chestnut St. NE, Massillon, OH 44646, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

RESOLUTION 07-067, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Barbara Frey, Jackson Township, described as follows: Parcel No. 17-00247, at 4430 20th St., Jackson Township.

Therefore, be it resolved that said Barbara Frey, whose tax mailing address is 338 Roxbury, Massillon, OH 44646, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The

owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

RESOLUTION 07-068, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Thomas W. Poulton, Jackson Township, described as follows: Parcel No. 1610922, 1WH Kent College Est. #1, 5661 Frank Ave. NW, Jackson Township.

Therefore, be it resolved that said Thomas W. Poulton, whose tax mailing address is 5661 Frank Ave. NW, N. Canton, OH 44720, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

RESOLUTION 07-069, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Francis E. Dyar, Jackson Township, described as follows: Parcel No. 1614436, 6367 Portage St. SW, Jackson Township.

Therefore, be it resolved that said Francis E. Dyar, whose tax mailing address is 7525 Ivydale NW, N. Canton, OH 44720, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

RESOLUTION 07-070, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Wells Fargo Bank NA, in Jackson Township, described as follows: Parcel No. 1623031 & 1623032, on 5140 Fleetwood Ave. NW, Jackson Township.

Therefore, be it resolved that said Wells Fargo Bank, whose tax mailing address is 1 Home Campus Max 2302-04D, Des Moines, IA 50328, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are

growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

RESOLUTION 07-071, ATTACHED

Pizzino moved and Burger seconded a motion whereas, the Jackson Township Board of Trustees, having been informed in writing that noxious weeds are growing on the lands in charge of Malissa M. Clingman, in Jackson Township, described as follows: Parcel No. 1608815, 45WH Brunnerdale Acres All't #2, 5926 Snow Shoe Cir. NW, Jackson Township.

Therefore, be it resolved that said Malissa M. Clingman, whose tax mailing address is First American RE Tax Service (FARETS) 1721 Moon Lake Blvd. Suite 400, Hoffman Estates, IL 60169, be notified by serving on them by certified mail with return receipt requested, a written copy of this resolution that said noxious weeds are growing on such lands and that, pursuant to ORC Section 5579.05, they must be cut or destroyed within five (5) days after the service of such notice or show this Board cause why there is no need for doing so. The owner shall have a continuing duty to cut or destroy the noxious weeds every 30 days from the date of this Resolution until September 30. If the owner fails to meet this obligation within the five-day period, or the subsequent 30 day periods, the Township will mow at \$150.00 per hour with a \$400.00 minimum charge. **3-0 yes**

Meeks said this is an unusual number of noxious weed resolutions and pointed out that the Township is not in the business of cutting grass nor is it equipped for it. He said the reason for setting the rates as high as they are was to discourage this from happening.

Poindexter said it has been successful. A lot of these are foreclosures and sheriff's sales and she has been very successful in locating a contact who then sees that the property is taken care of.

Fiscal Office

ATTACHMENT 06/25/07 M

Pizzino moved and Burger seconded a motion to pay the bills in the amount of \$471,692.73.

2-0 yes

Meeks abstained

ATTACHMENT 06/25/07 N

Meeks moved and Pizzino seconded a motion to approve the minutes of the June 11, 2007 Board of Trustees meeting. **3-0 yes**

Routine Business

Announcements

- Next regular Board of Trustees meeting, July 9, 2007, 4:00 p.m. Executive Session and/or Work Session, 6:00 p.m., General Session, Township Hall.

- LOGIC, July 5, 2007, 9:00 a.m., Safety Center, Chiefs' Conference Room.
- CIC, June 26, 2007, 5:00 p.m., Township Hall.
- Board of Zoning Appeals, July 26, 2007, 7:00 p.m., Township Hall.
- Citizens Advisory Committees:
 - Park, July 10, 2007, 6:30 p.m., Township Hall.
 - Highway/Traffic, August 15, 2007, 6:30 p.m., Township Hall.

ATTACHMENT 06/25/07 O

Meeks moved and Pizzino seconded a motion to approve Certificates of Appreciation for the 2007 Jackson Community Celebration Committee members, volunteers, and the Park, Police, Fire, Administration, Highway, and Central Maintenance Departments, and to authorize the Trustees and Fiscal Officer to sign the certificates. **3-0 yes**

Old Business – None

New Business

ATTACHMENT 06/25/07 P

Pizzino moved and Burger seconded a motion not to request a hearing on the liquor permit to Aldi Inc. dba Aldi Inc 54, 4082 Belden Village Ave. NW, Canton, OH 44718. **3-0 yes**

ATTACHMENT 06/25/07 Q

Pizzino moved and Burger seconded a motion not to request a hearing on the liquor permit to Deca Foods LLC dba BC Roosters, 4367 Dressler Rd, Canton, OH 44720. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$500.00 donation to the Community Celebration from Mercy Medical Center. **3-0 yes**

Meeks moved and Burger seconded a motion to accept a \$25.00 donation to the Fire Department from Mary Kostas Anasson. **3-0 yes**

Public Speaks – Open Forum

No one came forward.

Pizzino moved and Burger seconded a motion to adjourn. **3-0 yes**

Steven Meeks

Randy Gonzalez